

**MAY 24 2006**

**BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP**

TELEPHONE: (303) 740-1980

INTELLECTUAL PROPERTY LAW  
12400 WILSHIRE BOULEVARD, 7TH FLOOR  
LOS ANGELES, CA 90025

FACSIMILE: (303) 740-6962

# FACSIMILE COVER SHEET

Deliver to: Baker, Stephen M., USPTO Art Group: 2123  
Facsimile No.: (571) 273-8300 Date: May 24, 2006  
From: Brent E. Vecchia, Reg. No. 48,011  
Our Docket No.: 42390P11604 Number of pages 14 including this sheet  
Application No.: 09/895,433 Filing Date: 6/29/2001  
Docket Due Date(s): 5/24/2006

**Enclosed are the following documents:**

<input checked="" type="checkbox"/> Amendment: <u>Response</u> ( <u>9</u> pgs)	<input type="checkbox"/> Issue Fee Transmittal
<input type="checkbox"/> Appeal Brief ( <u>    </u> pgs)	<input type="checkbox"/> Notice of Appeal
<input type="checkbox"/> Application: _____ ( <u>    </u> pgs) w/cover & abstract)	<input type="checkbox"/> Petition for: _____
<input type="checkbox"/> Assignment & Cover Sheet ( <u>    </u> pgs)	<input type="checkbox"/> Request for Continued Examination (RCE)
<input checked="" type="checkbox"/> Certificate of <u>Facsimile</u>	<input type="checkbox"/> Reply Brief ( <u>    </u> pgs)
<input type="checkbox"/> Continued Prosecution Application (CPA)	<input type="checkbox"/> Request & Certification Under 35 USC 122(b)(2)(B)(i)
<input type="checkbox"/> Declaration & POA ( <u>    </u> pgs)	<input type="checkbox"/> Request to Rescind Previous Nonpublication Request
<input type="checkbox"/> Drawings: <u>    </u> sheets, <u>    </u> figures	<input type="checkbox"/> Response to Notice of Missing Parts & Formalities Letter
<input type="checkbox"/> Extension of Time: _____	<input type="checkbox"/> Response to Written Opinion ( <u>    </u> pgs)
<input checked="" type="checkbox"/> Fee Transmittal (in duplicate)	<input type="checkbox"/> Terminal Disclaimer
<input type="checkbox"/> IDS & PTO/SB/08 ( <u>    </u> pgs)	<input type="checkbox"/> Transmittal of Publication Fee Due
<input type="checkbox"/> Other _____	<input checked="" type="checkbox"/> Transmittal Letter

**CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8A)**

I hereby certify that this correspondence is being transmitted by facsimile on the date shown below to the United States Patent and Trademark Office:

Pat Sullivan 5/24/2006  
Pat Sullivan Date

**Confidentiality Note:** The documents accompanying this facsimile transmission contain information from the law firm of Blakely, Sokoloff, Taylor & Zafman which is confidential or privileged. The information is intended to be for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

**If you do not receive all the pages, or if there is any difficulty in receiving, please call: (303) 740-1980 and ask for Pat Sullivan.**

MAY 24 2006

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)		Application No.	09/895,433
		Filing Date	June 29, 2001
		First Named Inventor	RAMESH PENDAKUR
		Art Unit	2123
		Examiner Name	Baker, Stephen M.
Total Number of Pages in This Submission	14	Attorney Docket Number	42390P11604

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO/SB/08 <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; margin-top: 10px;">Facsimile Transmittal Sheet</div>
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Brent E. Vecchia, Reg. No. 48,011 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	<i>Brent E. Vecchia</i>
Date	May 24, 2006

CERTIFICATE OF MAILING/TRANSMISSION			
I hereby certify that this correspondence is being transmitted via facsimile on the date shown below to the United States Patent and Trademark Office.			
Typed or printed name	Pat Sullivan	Date	May 24, 2006
Signature	<i>Pat Sullivan</i>	Date	May 24, 2006

Based on PTO/SB/21 (09-04) as modified by Blakely, Sokoloff, Taylor & Zafman (w/r) 11/30/2005.  
 SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

RECEIVED  
CENTRAL FAX CENTER

003

MAY 24 2006

**FEE TRANSMITTAL  
for FY 2005**

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

0.00

## Complete if Known

Application Number	09/895,433
Filing Date	June 29, 2001
First Named Inventor	RAMESH PENDAKUR
Examiner Name	Baker, Stephen M.
Art Unit	2123
Attorney Docket No.	42390P11604

**METHOD OF PAYMENT (check all that apply)**

☐ Check ☐ Credit card ☐ Money Order ☒ None ☐ Other (please identify): \_\_\_\_\_

☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayment of fee(s) ☒ Credit any overpayments

under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.

**FEE CALCULATION****1. EXTRA CLAIM FEES**

Total Claims	Extra Claims	Fee from below	Fee Paid
31	33*	0	50.00
6	8*	0	200.00
Multiple Dependent			
Large Entity			
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1202	50	2202	25
1201	200	2201	100
1203	380	2203	180
1204	780	2204	395
1205	300	2205	150
Fee Description			
Claims in excess of 20			
Independent claims in excess of 3			
Multiple Dependent claim, if not paid			
*Reuse independent claims over original patent			
*Reuse claims in excess of 20 and over original patent			
SUBTOTAL (1)			
(\$)			

\*or number previously paid, if greater. For Reissues, see below

**2. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or cash	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
2053	130	2053	130	Non-English specification	
1251	120	2251	60	Extension for reply within first month	
1252	450	2252	225	Extension for reply within second month	
1253	1,020	2253	510	Extension for reply within third month	
1254	1,590	2254	795	Extension for reply within fourth month	
1255	2,160	2255	1,080	Extension for reply within fifth month	
1401	500	2401	250	Notice of Appeal	
1402	500	2402	250	Filing a brief in support of an appeal	
1403	1,000	2403	500	Request for oral hearing	
1451	1,510	2451	1,510	Petition to institute a public use proceeding	
1460	130	2460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(g)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
1808	790	1808	395	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	790	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))	
Other fee (specify)					
SUBTOTAL (2)					
(\$)					

**SUBMITTED BY**

Complete (if applicable)

Name (Print/Type)	Brent E. Vecchia	Registration No. (Attorney/Agent)	48,011	Telephone	(303) 740-1980
Signature	<i>Brent E. Vecchia</i>	Date	05/24/06		

Based on PTO/56/17 (12-04) as modified by Blakely, Sokoloff, Taylor & Zafman (w/r) 12/15/2004.  
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

# FEE TRANSMITTAL for FY 2005

*Patent fees are subject to annual revision.*

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$) 0.00

## Complete if Known

Application Number 09/895,433  
Filing Date June 29, 2001  
First Named Inventor RAMESH PENDAKUR  
Examiner Name Baker, Stephen M.  
Art Unit 2123  
Attorney Docket No. 42390P11604

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☒ None ☐ Other (please identify):  
☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee  
☒ Charge any additional fee(s) or underpayment of fee(s) under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20. ☒ Credit any overpayments

## FEE CALCULATION

### 1. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
31	0	50.00	\$0.00
Independent Claims	0	200.00	\$0.00
Multiple Dependent			

  

Large Entity	Small Entity
Fee Code Fee (\$)	Fee Code Fee (\$)
1202 50	2202 25 Claims in excess of 20
1201 200	2201 100 Independent claims in excess of 3
1203 350	2203 180 Multiple Dependent claim, if not paid
1204 700	2204 385 **Reissue independent claims over original patent
1205 300	2205 150 **Reissue claims in excess of 20 and over original patent

SUBTOTAL (1) (\$) 0.00

\*or number previously paid, if greater. For Reissues, see below

### 2. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code Fee (\$)	Fee Code Fee (\$)		
1051 130	2051 65 Surcharge - late filing fee or oath		
1052 50	2052 25 Surcharge - late provisional filing fee or cover sheet		
2053 130	2053 130 Non-English specification		
1251 120	2251 60 Extension for reply within first month		
1252 450	2252 225 Extension for reply within second month		
1253 1,020	2253 510 Extension for reply within third month		
1254 1,590	2254 795 Extension for reply within fourth month		
1255 2,160	2255 1,080 Extension for reply within fifth month		
1401 500	2401 250 Notice of Appeal		
1402 500	2402 250 Filing a brief in support of an appeal		
1403 1,000	2403 500 Request for oral hearing		
1451 1,510	2451 1,510 Petition to institute a public use proceeding		
1480 130	2480 130 Petitions to the Commissioner		
1807 50	1807 50 Processing fee under 37 CFR 1.17(c)		
1806 180	1806 180 Submission of Information Disclosure Stmt		
1809 790	1809 385 Filing a submission after final rejection (37 CFR § 1.128(a))		
1810 790	2810 385 For each additional invention to be examined (37 CFR § 1.129(b))		
Other fee (specify)			
		SUBTOTAL (2)	(\$)

## SUBMITTED BY

Name (Print/Type) Brent E. Vecchia Registration No. 48,011 Telephone (303) 740-1980  
Signature *Brent E. Vecchia* Date 05/24/06

Based on PTO/56/17 (12-04) as modified by Blakely, Sokoloff, Taylor & Zafman (wtr) 12/15/2004.  
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

RECEIVED  
CENTRAL FAX CENTER

005

MAY 24 2006

Our Docket No: 42P11604

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Ramesh Pendakur

Application No: 09/895,433

Filed: June 29, 2001

For: CORRECTING FOR DATA  
LOSSES WITH FEEDBACK  
AND RESPONSE

Examiner: Baker, Stephen M.

Art Unit: 2133

## RESPONSE TO OFFICE ACTION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed 02/24/2006, the Applicants respectfully request that the Examiner enter the following amendments and consider the following remarks.

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being transmitted via facsimile on the date shown below to the United States Patent and Trademark Office.

May 24, 2006

Date of Transmission

Pat Sullivan

Name of Person Faxing Correspondence

Signature

Date

Atty Docket No. 42P11604  
Application No. 09/895,433

1